	Application No.	Applicant(s)
Notice of Allowability	10/827,110	BLUME, DAVID
	Examiner	Art Unit
	C. Manda Claudia	1617
	S. Mark Clardy	1617
The MAILING DATE of this communication apperatus All claims being allowable, PROSECUTION ON THE MERITS IS herewith (or previously mailed), a Notice of Allowance (PTOL-85) NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIOF of the Office or upon petition by the applicant. See 37 CFR 1.313	(OR REMAINS) CLOSED in thi or other appropriate communic IGHTS. This application is subj	s application. If not included ation will be mailed in due course. THIS
1. This communication is responsive to the amendment filed	<u> April 3, 2006</u> .	
2. The allowed claim(s) is/are <u>1-16</u> .		
<ul> <li>3.  Acknowledgment is made of a claim for foreign priority ur</li> <li>a) All b) Some* c) None of the:</li> <li>1.  Certified copies of the priority documents have</li> </ul>		).
<ol><li>Certified copies of the priority documents have</li></ol>	been received in Application N	0
<ol><li>Copies of the certified copies of the priority do</li></ol>	cuments have been received in	this national stage application from the
International Bureau (PCT Rule 17.2(a)).		
* Certified copies not received:		
Applicant has THREE MONTHS FROM THE "MAILING DATE" noted below. Failure to timely comply will result in ABANDONM THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.	IENT of this application.	
4. A SUBSTITUTE OATH OR DECLARATION must be subm INFORMAL PATENT APPLICATION (PTO-152) which give		
5. CORRECTED DRAWINGS (as "replacement sheets") mus	st be submitted.	
(a) ☐ including changes required by the Notice of Draftspers	on's Patent Drawing Review (F	PTO-948) attached
1) 🗌 hereto or 2) 🗍 to Paper No./Mail Date		
(b) ☐ including changes required by the attached Examiner's Paper No./Mail Date	s Amendment / Comment or in t	he Office action of
Identifying indicia such as the application number (see 37 CFR 1 each sheet. Replacement sheet(s) should be labeled as such in t	.84(c)) should be written on the d he header according to 37 CFR 1.	rawings in the front (not the back) of .121(d).
6. DEPOSIT OF and/or INFORMATION about the deposit attached Examiner's comment regarding REQUIREMENT	sit of BIOLOGICAL MATERI FOR THE DEPOSIT OF BIOLO	AL must be submitted. Note the GICAL MATERIAL.
Attachment(s) 1. ☐ Notice of References Cited (PTO-892)	5. ☐ Notice of Inforn	nal Patent Application (PTO-152)
2.   Notice of Draftperson's Patent Drawing Review (PTO-948)	6. ☐ Interview Sumr Paper No./Mai	nary (PTO-413),
3. Information Disclosure Statements (PTO-1449 or PTO/SB/0 Paper No./Mail Date	8), 7. 🔀 Examiner's Am	endment/Comment
Examiner's Comment Regarding Requirement for Deposit of Biological Material	8. 🗌 Examiner's Sta	tement of Reasons for Allowance
	9.	S. Mark Clardy Primary Examiner Art Unit: 1617

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An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

The application has been amended as follows:

Amend claims 3, 4, 7, 8, 9, 13, and 14 to read as follows:

- 3. The method of claim 1 wherein said applying DDGS to the soil comprises tilling said DDGS into the soil prior to seed of said crops.
- 4. The method of claim 1 wherein said applying DDGS to the soil comprises spreading said DDGS onto the top surface of the soil.
- 7. A method comprising

processing corn, wherein said processing corn yields dried distiller's grain and soluble (DDGS) as a by-product, and

applying said DDGS to the soil in which corn is to be grown.

- 8. The method of claim 7 wherein said applying DDGS to the soil comprises spreading said DDGS onto the top surface of the soil.
- 9. The method of claim 7 wherein said applying DDGS to the soil comprises tilling said DDGS into the soil prior to seeding.

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13. The method of claim 11 wherein said applying a mixture of organic compost and DDGS

to the soil comprises tilling said mixture of organic compost and DDGS into the soil prior to

seeding of said crops.

14. The method of claim 11 wherein said applying a mixture of organic compost and DDGS

to the soil comprises spreading said mixture of organic compost and DDGS onto the top surface

of the soil.

The amendments are necessary to remove extraneous parentheses, i.e., to amend

"(DDGS)" to read -- DDGS --. Claims 1, 2, 5, 6, 10-12, 15, and 16 remain as originally filed;

claims 17-19 were previously canceled.

Any inquiry concerning this communication or earlier communications from the

examiner should be directed to S. Mark Clardy whose telephone number is 571-272-0611. The

examiner can normally be reached on 7:30-5:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's

supervisor, Sreenivasan Padmanabhan can be reached on 571-272-0629. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

er and organization where the approximent of proceeding to assigned to 5/1 2/2 object.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see http://pair-direct.uspto.gov. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated

information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

S. Mark Clardy

Primary Examiner

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